Sect. II-27—

Home (195) Department.

ERIES.

G.O. NO. 2147

Dated ..7.53

FOR MYSORE STATE

[Despatch Abstract.]

Kazi South Kanara district - S ircor village of Coondapur taluk Mohideen Sahib - Appointed.

REVENUE DEPARTMENT

Subject:

RELIGIOUS INSTITUTIONS - (South Kanara) - Coondapur Taluk - Shiroor village - Jumma Mosque - appointment of a Khazi - proposal - submitted and recommended.

Station: Madras. Ref.M.1927/52-4 dated 13-5-53

From: Sri W.R.S. Sattianathan, I.C.S., Commissioner of Land Revenue.

Sri A.R. Rajamanian, I.A.S., Joint Secretary, Board of Revenue.

Read: From the Collector of South Kanara Ref.C.No.A5.28243/53 d/17-12-52
Board's Ref.M.1927/52-1 dated 23-1-53
From the Collector of South Kanara Ref.C.No.A5.28243/53 dated 22-4-53

REFERENCE:

Submitted to the Government.

2. Khazi Abdul Kader Sahib, the permanent Kazi of Jumma Mosque Shiroor village, Coondapur taluk has resigned his post due to his old age. He has three sons but they are not willing to take up the job. One Kazi Moideen Sahib (son of Kazi Abuboker Sahib), a resident of Shiroor village who has been working for the past fifteen years as Naib kazi of the village has been recommended for the vacancy, by the Moktessor and Jamath of Jumma Mosque. The Collector has therefore proposed that the resignation of Janab Abdul Kader Sahib may be accepted and that Janab Kazi Moideen Sahib may be appointed Kazi in his place, under section 2 of Act XII of 1880.

3. Attention is invited to G.O.No.4983 Home dated 13-11-41. The Board recommends the Collector's proposals.

For Joint Secretary

To -

The Secretary to Government, Home Department (with records of enquiry and Collector's R. Dis.148/Rev.o.1 dated 29-6-1901.)

kr 135

Copy of Ref.C.No.A5.28243/52 dated 17-12-52 from the South Kanara Collector's Office, Mangalore.

Sub: RELIGIOUS INSTITUTION - (South Kanara) - Coondapur taluk - Shiroor village - Jumma Mosque - appointment of a kazhi - proposals submitted

Kazhi Abdul Kader Saheb is the present permanent Kazhi attached to the Jumma mosque in Shiroor village of Coondapur taluk. It is seen from the enclosed file Dis.No.148.R.Rev.o1 of the Tahsildar Coondapur that his appointment as Kazhi for Shiroor village was ordered by the Government in 1901 and was notified at page 259 of the Fort S. George Gazette dated 26-2-1901. Due to old age he is unable to discharge the duties of Kazhi at present. He has therefore tendered his resignation to the post.

2. One Kazhi Moideen Saheb son of Kazhi Abbuboker Saheb, a resident of Shiroor village is now working as Naib Kazi. Enquiry shows that he is working as Naib Kazhi of this village for the past 15 years. The moktessor of Jumma mosque, Kazhi Abdul Khader Saheb and the Jamaths are in favour of appointing Kazhi Moideen Saheb to the vacant post.

P.T.O

3. Under these circumstances, I request that the Board may be pleased to recommend to the Government to accept the resignation of Kazhi Abdul Khader Saheb to the post of Kazhiship under Section 2 of central Act No. XII of 1880 and appoint Kazhi Moideen Saheb as his substitute.

4. The connected records of enquiry (pages 1 to 16) and [redacted] file Dis.No.143-R/Rev.01 of the Tahsildar Coondapur are enclosed.

/True copy/

Copy of Board's Ref.M.1927/52-1 dated 23-1-53 to the Collector of South Kanara..

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Sub: RELIGIOUS INSTITUTIONS - (South Kanara) - Coondapur Taluk - Shiroor village, Jumma Mosque - appointment of a khazi - Further report called for.

Ref: From the Collector of South Kanara Ref.C.No.A5.28243/52 d/17-12-52

The attention of the Collector of South Kanara is invited to G.O.4983 (Home) dated 13-11-41 and he is requested to report specifically whether the permanent Khazi Abdul Khader Sahib has no sons or other near relatives eligible for the post.

/True copy/

Copy of Ref.C.No.A5.28243/52 dated 22-4-53 from the South Kanara Collector's Office, Mangalore .

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Sub: RELIGIOUS INSTITUTIONS - (South Kanara) - Coondapur Taluk - Shiroor village - Jumma Mosque - Appointment of Khazi - Further report - submitted.

Ref: Board's Ref.M.1927/52-1 dated 23-1-53

Sri Abdul Khader-Saheb, the permanent Kazi has three sons viz., Alli Saheb, Mohamad Meera Saheb and Moidin Saheb. Alli Saheb and Moidin Saheb have given statements that they are not willing to take up the post of Khazi Meera Saheb is not qualified to hold the post and enquiry shows that he is also not willing to be appointed as a Khazi. No other near relatives of the Khazi is qualified to hold the post or willing to be appointed as one.

2. The records of enquiry (pages 1 to 26) and the file Dis.No.143-R/Rev. 01 of the Tahsildar Coondapur (pages 4) are enclosed.

/True copy/

For Joint Secretary

KP 135

(CNO. 14520 Cts III/53)

Home dept.

G.O.MS. No 2147 dated 4.7.53

Kazi - Shirvor Village of Coondapur taluk - South Kanara district - Mohideen Sahib - Appointed.

Read: From the Bd. of Revenue Ref M. 1927/52-4 d 13.5.53.

ORDER:

The Govt. accept the recommendation of the Collector of South Kanara and direct the publication of the following notifications in the Fort St. George Gazette:

Notifications

Under the provisions of section 2 of the Kazis Act, 1880 (Central Act XII of 1880), the Governor of Madras removes Sri. Abdul Kader Sahib who has resigned his appointment, from the ~~appointment~~ office of Kazi for Shirvor Village in the Coondapur taluk in the district of South Kanara.

II

Under the provisions of Section 2 of the Kazis Act, 1880 (Central Act XII of 1880), the Governor of Madras appoints Sri. Mohideen Sahib to be Kazi for the Shirvor Village in the Coondapur taluk in the district of South Kanara

Published as Notifns No. 691 and 692 of Part I of the dated 15.7.53 F.S. Gr. Gazette, page 1026

To
The Board of Revenue, Madras
The Collector of South Kanara
The S. G. O. for publn of the notifns in the F.S.G. Gazette.
Copy to S. F

(CNo. 104520 Cts III/53)

Home (Cts.III) Dept.

Kazi - Shiroor village - Coondapur Taluk - South Kanara district - Appointment of.

From the Board of Revenue Ref. M. 1927/52-Cl., dated 13-5-53.

~~In G.O. Ms. No. 3595, Law (General) dated 22-9-1953~~ Sri Abdul Khader ~~(Late)~~ was appointed as the Kazi for ~~certain localities~~ Siroor Village in 1901. in the Coondapur taluk, South Kanara Dt/. It is now reported that Sri Abdul Khader ~~(Late)~~ has resigned his post due to his old age. Consequently the post of Kazi for those localities has fallen vacant. The Board of Revenue has submitted proposals for appointment of a Kazi in the place of Sri Abdul Khader Sahib.

The Board has stated that the previous Kazi Sri Abdul Khader Sahib has three sons but that they are not willing to take up the job. The Board has added that one Kazi Moideen Sahib son of Kazi Abuboker Sahib, a resident of Shiroor village who has been working for the past fifteen years as Naib Kazi of the village has been recommended for the vacancy by the Moktessor and Jamath of Jumna Mosque. The Collr. of South Kanara has therefore proposed that the resignation of Sri Abdul Kader Sahib may be accepted and that Sri Kazi Moideen Sahib may be appointed as Kazi in his place under sec. 2 of the Kazis Act (Act XII of 1880).

Section 2 of the Kazis Act, 1880 states as follows:

> "Wherever it appears to the (Provincial Government) that any considerable number of the Muhammadans resident in any local desire that one or more Kazis should be appointed for such local area, the (Provincial Government) may, if it thinks fit, after consulting the principal Muhammadan residents of such local area, select one or more fit persons and appoint him or them to be Kazis for such local area".

In view of the fact that the Moktessor and Jamath of Jumna Mosque have recommended Kazi Moideen

Sahib as Kazi for Shiroor village, Coondapur taluk, the proposal of the Collector to accept the resignation of Sri Abdul Kader Sahib and to appoint Sri Kazi Moideen Sahib in his place may be accepted. The Board of Rev. supports the recommendation of the Collr. For orders.

OK 24/5/53

3/5/53

Where is the resignation and what are precedents in which we have accepted resignation?

Have the leading Muslim residents of the area been consulted as required under the Act?

PBS
29-5-53

Ref: Asst. Secy.'s queries above:

Resignation of Sri Abdul Kader is at pp. 1-2 of (A). Precedents in which resignation of Kazis had been accepted by Govt. in the past, please see G.O. No. 3629, Home, dated 9-10-1945 (G) and G.O. No. 434, Home, d. 4-2-48. (P)

Submitted the leading muslim residents of the area in question have been consulted - pl. see the Revenue Inspector's report at pp. 7-8 of (A) and the Collr.'s report at X on p. 1 c. f.

For orders on A above.

Draft

PBS
19-6-53

19/6/53 X

19/6/53.

(F.S & Rangetti for 1901 in which appt was made is not available)

Draft subd. below is for approval.

OK 24.6.53

24/6/53

Sri Abdul Khader was appointed Kazi of Siroor village in South Kanara dt in 1901. He has resigned his post due to old age. The Muslim residents of

DTC

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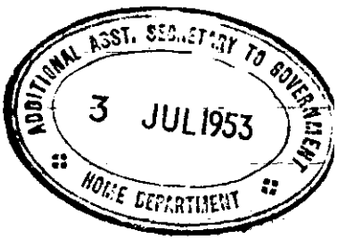
4/3/7

The locality have proposed that Sri Moideen Sahib, who has been doing the work of Kazi for the last several years may now be appointed as Kazi of that place. The Collr of South Kanara and the Board of Revenue have recommended this proposal.

The recommendation may be accepted and the draft order approved.



VBShetty
25/6/53

DS 3

3/7.53

K.D. Krishnan
3-7-53 K (Laws)

L Issued as G.O.Ms.No. 2147, Home, d 4.7.53